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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

7 JAMES B. STOCKHOLD,

8 Petitioner,

9 v.

10 SCOTT FRAKES,

11 Respondent.

NO. C10-5595 RBL/KLS

ORDER GRANTING EXTENSION
OF TIME TO FILE STATE
PETITION

12 By Order dated November 8, 2010, this matter was stayed pending resolution of
13 Petitioner's state court proceedings. ECF No. 29. Petitioner requested that he be given 90
14 days within which to file his state petition because he had not yet received all his relevant legal
15 materials from the Department of Corrections following his transfer to a new facility on July
16 26, 2010. ECF No. 28, p. 2.

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18 On February 3, 2011, Petitioner telephoned the office of the Federal Public Defender to
19 advise that he is not able to meet the court's 90 day deadline, which is Monday, February 7,
20 2011, because the Monroe Correctional Complex (MCC) in Monroe, Washington is currently
21 in lock-down status and he cannot access his papers. The court is aware that MCC is currently
22 in lock-down status during the investigation of the murder of a correctional officer.

23 Accordingly, it is **ORDERED:**

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25 (1) Petitioner shall file his state petition within fourteen (14) days after MCC is no
26 longer in lock-down status.

(2) The Clerk shall send a copy of this order to Petitioner and to counsel for Respondent.

DATED this 3rd day of February, 2011.


Karen L. Strombom
United States Magistrate Judge